

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK

NATIONAL COALITION ON BLACK CIVIC
PARTICIPATION, MARY WINTER, GENE
STEINBERG, NANCY HART, SARAH
WOLFF, KAREN SLAVEN, KATE KENNEDY,
EDA DANIEL, and ANDREA SFERES,

Plaintiffs,

-and-

People of the STATE OF NEW YORK, by its
attorney general, LETITIA JAMES, ATTORNEY
GENERAL OF THE STATE OF NEW YORK

Plaintiff-Intervenor,

v.

JACOB WOHL, JACK BURKMAN, J.M.
BURKMAN & ASSOCIATES, LLC, PROJECT
1599, and JOHN and JANE DOES 1-10,

Defendants.

Civil Action No. 20-cv-8668

**SUPPLEMENTAL REPLY MEMORANDUM OF LAW IN SUPPORT OF PLAINTIFFS’
MOTION *IN LIMINE* TO EXCLUDE EVIDENCE OF PLAINTIFFS’ SETTLEMENT
WITH THE MESSAGE DEFENDANTS AND IN OPPOSITION TO DEFENDANTS’
CROSS-MOTION TO ENSURE MAHANIAN’S ATTENDANCE.**

Defendants’ opposition to Plaintiffs’ motion (D.E. 313) is without merit. First, it is untimely. Defendants filed their memorandum supporting their opposition and cross-motion after the Court’s extended deadline, *see* D.E. 301, and after Plaintiffs filed their own reply briefs. Second, Defendants provide no basis for how the Court could compel the testimony of a witness who is beyond the 100-mile radius of the Court’s jurisdiction. *See* Fed. R. Civ. P. 45(c)(1)(A).

Dated: New York, New York
July 20, 2023

Respectfully submitted,

LETITIA JAMES
Attorney General
State of New York

By: /s/ Amy Walsh

By: /s/ Rick Sawyer

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